

Message

From: Bonnie.Buthker@epa.ohio.gov [Bonnie.Buthker@epa.ohio.gov]
Sent: 9/14/2018 2:48:38 PM
To: Mooney, Susan [mooney.susan@epa.gov]; Devlin, Betsy [Devlin.Betsy@epa.gov]
Subject: Federal CCR rule - couple questions on applicability

Susan and Betsy:

Hope both of you are doing well.

I wanted to ask if EPA has reviewed the DC Circuit Court decision on CCR and can provide any guidance on how this decision impacts the following:

1. Are inactive surface impoundments that were previously exempt from the CCR rule now going to be subject to that rule?
2. Does this decision also impact the extension of the deadline for closure of unlined surface impoundments that was included in the Phase One Amendments to the 2015 EPA Coal Combustion Residuals (CCR) Rule were published in the July 30, 2018 Federal Register? I read through the decision, and it's confusing, but the E&E Daily article seemed to indicate these extensions were also impacted by the Judge's rule.

Please let me know. If you would also rather give me a call to discuss, you can reach me at the number below.

Thanks much,

Bonnie

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Did You Know: Children of parents who talk to their teens about drugs are up to 50% less likely to use. Start the conversation: StartTalking.Ohio.Gov

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